

FILED \_\_\_\_\_ ENTERED \_\_\_\_\_  
LODGED \_\_\_\_\_ RECEIVED \_\_\_\_\_

MAY 11 2011

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON DEPUTY

10-CV-02036-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOHN R.G. SMITH,

Petitioner,

Case No. C10-2036-JLR

v.

ORDER OF DISMISSAL

UNITED STATES CUSTOMS AND  
BORDER PROTECTION, *et al.*,

Respondents.

The Court, having reviewed petitioner's Petition for Writ of Habeas Corpus, respondents' Return and Motion to Dismiss, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and <sup>the</sup> ~~any~~ objections or responses to that, and the remaining record, finds and Orders as follows:

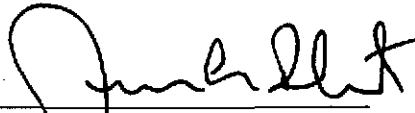
1. The Court adopts the Report and Recommendation;
2. Respondents' motion to dismiss, Dkt. No. 13 is GRANTED, and this action is DISMISSED with prejudice;
3. Any pending motions are STRICKEN as MOOT; and

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1 4. The Clerk shall send a copy of this Order to the parties and to Judge Donohue.

2 DATED this 11<sup>th</sup> day of May, 2011.

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4 JAMES L. ROBART  
5 United States District Judge  
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